

**MATTHEW W. BRISSENDEN, P.C.**  
**ATTORNEY AT LAW**

666 Old Country Road, Suite 501  
Garden City, New York 11530

516-683-8500, Fax: 516-683-8410  
[matthew.w.brissenden@gmail.com](mailto:matthew.w.brissenden@gmail.com)

July 23, 2021

**Via ECF and Email**

The Honorable Joseph F. Bianco  
United States Circuit Judge  
United States Court of Appeals for the Second Circuit  
1040 Federal Plaza  
Central Islip, New York 11722

Re: United States v. Kenner, 13-CR-607

Dear Judge Bianco,

This office has been appointed as standby counsel to assist Phillip Kenner in his capacity as a *pro se* litigant. Pursuant to the Court's scheduling order, Mr. Kenner's response to the Government's July 13<sup>th</sup> submission is due today. I was able to meet with Mr. Kenner on Monday the 19<sup>th</sup>, and furnished him with a copy of the Government's submission at that time.

However, to date I have not yet received Mr. Kenner's response, nor have I heard from him in several days. I understand that there is currently a lockdown in place at the Metropolitan Detention Center, which may be impeding Mr. Kenner's ability to work and communicate.

Accordingly, I am respectfully seeking an extension until Tuesday, July 27<sup>th</sup> to file Mr. Kenner's reply. I am *not* seeking a continuance of the July 30, 2021 video conference, as I know that Mr. Kenner is eager to move forward with that appearance.

I have conferred with AUSA Matthew Haggans, who informs me that the Government does not oppose this request for an extension. Thank you for your consideration.

Respectfully submitted,

/s/

Matthew W. Brissenden

cc: AUSA Matthew Haggans  
Phillip Kenner